

FEDERAL BUREAU OF INVESTIGATION

DOCKET FILE COPY
ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FCC 92-545

In the Matter of)
)
Implementation of the Cable)
Television Consumer Protection)
and Competition Act of 1992:)

MM Docket No. 92-266

Rate Regulation

Order

Adopted: December 10, 1992

Released: December 23, 1992

By the Commission:

Response Date: January 22, 1992

1. The Commission has adopted a Notice of Proposed Rulemaking ("NPRM")¹ that proposes and discusses alternative procedural and substantive regulations to implement the requirements of Sections 623, 612, and 622(c) of the Communications Act of 1934, as amended² by the Cable Television Consumer Protection and Competition Act of 1992 ("Cable Act of 1992").³ These statutory provisions direct the Commission to adopt rules to govern rates for cable service and for leased commercial access.

2. Section 623 as amended by the Cable Act of 1992 requires the Commission to establish rules to govern rate regulation of cable services offered by cable systems not subject to effective competition. The statute requires the Commission in establishing such regulations to consider the rates for cable systems that are subject to effective competition.⁴ Section 623 additionally requires the Commission to consider other factors in fashioning regulations governing rates for cable service.⁵ We must also seek to reduce administrative burdens on cable systems, franchising authorities,

¹ Implementation of the Cable Television Consumer Protection and Competition Act of 1992, Rate Regulation (Notice of Proposed Rulemaking) ("NPRM"), MM Docket No. 92-266, FCC 92-544, adopted December 10, 1992.

² 47 U.S.C. Sections 543, 532, and 542(c).

³ Cable Television Consumer Protection and Competition Act, Pub. L. No. 102-385, §§ 3,9,14, 106 Stat. 1460 (1992).

⁴ Communications Act Section 623(b) (2), 47 U.S.C. Section 543(b) (2).

⁵ Id.

consumers, and the Commission.⁶ As discussed in the NPRM, benchmark regulatory alternatives based on industry data may permit an effective implementation of the statute that significantly reduces overall administrative burdens.

3. In order to assure that we may adequately consider the rates of systems subject to effective competition, as required by the Cable Act of 1992, and in order to permit the Commission and interested parties to fully consider benchmark regulatory alternatives, we have determined to collect data from a sample of cable systems. The sample of systems from whom we will collect data includes a group consisting of cable systems identified as likely to be operating in competitive markets, a random sample of cable system community units, and a group of large systems added to compensate for the small number of large systems likely to appear in a random sample. The sample will consist of approximately 850 community units. The data we will collect from these systems will provide representative rate and other information that could be useful in establishing benchmarks, if the Commission elects to adopt that regulatory alternative.⁷

4. This collection of information is mandatory.⁸ The systems we have identified in our sampling of community units must complete and return the questionnaire set forth in the attached Appendix by January 22, 1992.⁹ In order to facilitate the completion of this questionnaire by the respondent cable systems, we have prepared a cover letter and instructions. These materials are also included in the attached Appendix. The cover letter, instructions, and questionnaire will be sent to the respondent cable systems by certified mail.

⁶ Communications Act, Section 623(b)(2)(A), 47 U.S.C. Section 543(b)(2)(A).

⁷ We have not requested data on system costs because of lack of uniform accounting categories by cable systems and the unavailability of disaggregated system specific data within the time constraints imposed by the Cable Act of 1992. To the extent parties support a cost-of-service benchmark, however, they should provide specific and detailed cost data in response to the NPRM.

⁸ The Office of Management and Budget approved this collection of data under the Paperwork Reduction Act of 1980 on December 21, 1992, OMB Control No. 3060-0529. Approval for this collection of information will expire on March 15, 1993.

⁹ We have associated with the public file in MM Docket 92-266 a list of the 850 systems subject to this data collection. This list is available for inspection and copying in Room 239, Federal Communications Commission, 1919 M. Street, N.W., Washington, D.C. 20554 9:00AM - 5:30PM, Monday - Friday. Copies may also be obtained from the Commission's contractor for public records duplication, Downtown Copy Center, Suite 640, 1990 M. Street, N.W., Washington, D.C. 20036, (202) 452-1422.

5. We do not anticipate that the information specified in the Appendix will be competitively sensitive. If a respondent believes that this information should not be released to the public, it should submit its responses pursuant to Section 0.459 of the Commission's rules.¹⁰

6. Respondents shall file an original and three copies of the questionnaire with the Cable Television Branch, Attn: Rate Questionnaire, Federal Communications Commission, Room 244, Washington, D.C. 20554.

7. Accordingly, IT IS ORDERED, pursuant to Sections 4(i), and 403, of the Communications Act of 1934, as amended, 47 U.S.C. Section 154(i), and 403, That cable systems subject to this data collection shall complete and return the questionnaire set forth in the attached Appendix by January 22, 1992.

FEDERAL COMMUNICATIONS COMMISSION

Donna R. Searcy
Donna R. Searcy
Secretary *u7*

¹⁰ 47 C.F.R. Section 0.459

Appendix



FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON

December 23, 1992

Approved by OMB
3060-0529
Expires March 15, 1993
Estimated average burden
hours per response: 20 hrs.

To the cable system operator:

In order to implement the Cable Television Consumer Protection and Competition Act of 1992, the Federal Communications Commission is collecting information from certain cable systems concerning the rates they charge, competition in their franchise areas, and other system characteristics. The information is needed in order for the Commission to devise procedures for determining whether rates are reasonable or unreasonable. The information provided will be used for determining overall conditions in the industry, and not to identify individual systems for enforcement purposes.

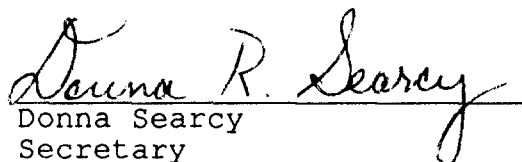
As described in a Commission Order, FCC 92-545, you are required, pursuant to 47 U.S.C. Section 403, to fill out and return the attached questionnaire. Failure to respond to the questionnaire or misrepresentation of information may result in enforcement action under 47 U.S.C. Section 503. Careful and complete responses are extremely important for enabling the Commission to devise sensible rate policies.

Though the questionnaire is being mailed to the community unit, it should be forwarded to the system manager to be completed. A signed original and three copies should be returned by January 22, 1993, to the following address:

Cable Television Branch
Federal Communications Commission
Room 244
Washington, DC 20554
Attn: Rate Questionnaire

The public reporting burden for this collection of information is estimated to average 20 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of

information, including suggestions for reducing the burden, may be sent to the Federal Communications Commission, Records Management Division, Room 416, Paperwork Reduction Project (3060-0529), Washington, DC 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0529), Washington, DC 20503.


Donna Searcy
Secretary

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Cable Television Branch
Room 244
Federal Communications Commission
Washington DC 20554
Attn: Rate Questionnaire

CABLE TV SYSTEM OPERATORS RATE STRUCTURE QUESTIONNAIRE
ISSUED PURSUANT TO FCC ORDER 92-545

This questionnaire is intended to provide the FCC with information regarding rates and other characteristics of the cable industry. The data will be used to assess general cable industry rate relationships. Your response is mandatory.

Legal Name of Cable System: _____

Doing Business As: _____

I certify that I have examined the attached report, that to the best of my knowledge, information and belief, all statements of fact contained in this report are true and that said report is an accurate statement of the affairs of the above named respondent in respect of the data set forth herein:

_____ Signature of respondent

_____ Title of respondent

_____/_____/_____ Date signed

THIS COVER PAGE MUST BE SIGNED AND RETURNED WITH THE ORIGINAL AND 3 COPIES OF THE FULL QUESTIONNAIRE BY FRIDAY JANUARY 22, 1993 TO:

Cable Television Branch
Room 244, FCC
Washington DC, 20554
Attn: Rate Questionnaire

HOW TO COMPLETE THIS QUESTIONNAIRE

The franchise area to which this questionnaire is addressed has been selected by random or other means to form part of a representative sample of the cable industry. The questionnaire seeks rate and other information for:

- (i) this franchise area;
- (ii) the whole cable system to which it belongs; and
- (iii) one other franchise area in the same cable system.

You should read the attached instructions before completing this questionnaire. Provide the best information currently available. If the requested information is not precisely known provide your best estimate. For further assistance in completing this questionnaire, contact:

Ms. Florence Setzer at (202) 653-5940 or
Ms. Jane Frenette at (202) 634-1861.

There are 13 schedules in this questionnaire:

SCHEDULE 1	CABLE SYSTEM INFORMATION
SCHEDULE 2	CABLE SYSTEM CHARACTERISTICS
SCHEDULE 3	CABLE SYSTEM ANNUAL REVENUE
SCHEDULE 4	COMPETITION IN FRANCHISE AREAS
SCHEDULE 5	FIRST FRANCHISE AREA: CHARACTERISTICS
SCHEDULE 6	FIRST FRANCHISE AREA: FRANCHISE FEES AND CHARGES
SCHEDULE 7	FIRST FRANCHISE AREA: 1992 CHANNELS AND CHARGES
SCHEDULE 8	FIRST FRANCHISE AREA: 1986 CHANNELS AND CHARGES
SCHEDULE 9	SECOND FRANCHISE AREA SERVED BY SYSTEM
SCHEDULE 10	SECOND FRANCHISE AREA: CHARACTERISTICS
SCHEDULE 11	SECOND FRANCHISE AREA: FRANCHISE FEES AND CHARGES
SCHEDULE 12	SECOND FRANCHISE AREA: 1992 CHANNELS AND CHARGES
SCHEDULE 13	SECOND FRANCHISE AREA: 1986 CHANNELS AND CHARGES

Schedules 1 through 4 must be completed for the whole cable system including the franchise area to which the questionnaire has been addressed and all other franchise areas in the system.

Schedules 5 through 8 must be completed for the franchise area to which this questionnaire is addressed. This franchise area is referred to in the questionnaire as "the first franchise area".

Schedule 9 must be completed to select a second franchise area in the system. Where prices and channels are the same for all franchise areas in the system, Schedules 10 and 11 must be completed for this second franchise area. Where prices or channels differ among franchise areas in the system, all of Schedules 10 through 13 must be completed for this second franchise area. (If the system has only one franchise area you do not need to complete Schedules 9 through 13.)

SCHEDULE 1

CABLE SYSTEM INFORMATION

Line	Item:																																								
1	Legal name of cable system																																								
2	System is "Doing Business As"																																								
3	City or town, county and state in which system is located																																								
	List all communities served by this system, zip code of community, Community Unit ID Number and the name of each community's Franchise Authority																																								
	<table border="1"> <thead> <tr> <th>Community</th> <th>Zip Code</th> <th>Community Unit ID No</th> <th>Franchise Authority</th> </tr> </thead> <tbody> <tr><td>4</td><td></td><td></td><td></td></tr> <tr><td>5</td><td></td><td></td><td></td></tr> <tr><td>6</td><td></td><td></td><td></td></tr> <tr><td>7</td><td></td><td></td><td></td></tr> <tr><td>8</td><td></td><td></td><td></td></tr> <tr><td>9</td><td></td><td></td><td></td></tr> <tr><td>10</td><td></td><td></td><td></td></tr> <tr><td>11</td><td></td><td></td><td></td></tr> <tr><td>12</td><td></td><td></td><td></td></tr> </tbody> </table>	Community	Zip Code	Community Unit ID No	Franchise Authority	4				5				6				7				8				9				10				11				12			
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11																																									
12																																									
13	Name of cable system owner																																								
14	City or town and state location of cable system owner																																								
15	Name of cable system contact officer responsible for completing this form																																								
16	Phone number of cable system contact officer																																								
17	Name of franchise authority contact officer*																																								
18	Phone number of franchise authority contact officer*																																								

* Provide a contact officer name and phone number for the franchise authority for the franchise area to which this questionnaire is addressed.

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SCHEDULE 2

CABLE SYSTEM CHARACTERISTICS

All information provided should be as of September 30, 1992.

Line	Item:
1	Number of households in the system area
2	Number of households passed
3	Number of households subscribing
4	Number of addressable subscribers
5	What is the main type of addressability? (e.g., one-way, two-way, impulse)
6	Number of headends serving the system
7	Age of principal headend years
8	Total line miles of distribution plant in the system miles
	Percentage of line miles of distribution plant which is:
9	- above ground: %
10	- below ground: %
11	- fiber: %
12	Is the system required to bury all cable drops? (Circle one.) Yes No
13	Is the system part of a Multiple System Operator (MSO) of 2 or more systems? (Circle one.) Yes No
14	If you responded "Yes" on line 13, how many systems are in the MSO?

FCC USE Identifier: | M | M | B | | | | | | | | 10 | 3 |

SCHEDULE 3

CABLE SYSTEM ANNUAL REVENUE

All information should be for the latest complete fiscal year.

Line	Item:
1	Fiscal year ending date: Month Day Year
	Revenue from: AMOUNT (omit cents)
2	- subscriptions to your basic tier \$
3	- other tier subscriptions \$
4	- pay channel subscriptions \$
5	- pay-per-view charges \$
6	- advertising on basic tier \$
7	- advertising on other tiers \$
8	- advertising on pay and pay-per-view \$
9	- installation charges \$
10	- equipment rental \$
11	- additional outlet charges \$
12	- other revenue \$
13	Total revenue \$
	If you show an amount on line 12 for other revenue, indicate the type(s) of revenue:
14	What is the value of any non-revenue benefits, such as promotional advertising, received by the system for providing cable services during the fiscal year?
15	\$
	Specify the type(s) of non-revenue benefits received:
16	

SCHEDULE 4

COMPETITION IN FRANCHISE AREAS

Line	Item:				
1	<p>Do fewer than 30 percent of the households in any franchise area served by the system subscribe to any cable services (of this or any cable system)? (Circle one.)</p> <p style="text-align: right;">Yes No</p>				
2	<p>If you answered "Yes" on line 1, list the franchise areas with less than 30 percent of households subscribing to this or any cable service and the estimated percentage of households subscribing to any cable service in these franchise areas:</p> <table border="1" style="width: 100%;"> <thead> <tr> <th style="width: 50%;">Franchise areas with less than 30% of households subscribing to this or any cable service</th> <th style="width: 50%;">Estimated % of households subscribing to this or any cable service.</th> </tr> </thead> <tbody> <tr> <td style="height: 100px;"></td> <td></td> </tr> </tbody> </table>	Franchise areas with less than 30% of households subscribing to this or any cable service	Estimated % of households subscribing to this or any cable service.		
Franchise areas with less than 30% of households subscribing to this or any cable service	Estimated % of households subscribing to this or any cable service.				
3	<p>Does any competitor* offer similar service to at least 50 percent of households in any franchise area served by this system? (Circle one.)</p> <p style="text-align: right;">Yes No</p>				

* For the purposes of Schedule 4, a competitor could include:

- another unaffiliated cable operator;
 - a multi-channel multi-point distribution service (MMDS);
 - a direct broadcast satellite (DBS) service;
 - a television receive-only (TVRO) satellite program distributor; or
 - a satellite master antenna television (SMATV) system.
- However, a competitor must offer a similar service by making available for purchase by subscribers or customers multiple channels of video programming.

SCHEDULE 4 CONTINUED

COMPETITION IN FRANCHISE AREAS

Line	Item:						
	<p>If you answered "Yes" on line 3, list the franchise areas which have competitors which offer similar services to at least 50% of households, the name of all such competitors in each franchise area and your estimate of the percentage of households in each franchise area to which each competitor offers similar services.</p> <table border="1"> <thead> <tr> <th>Name of franchise area in which a competitor offers similar service to at least 50% of households</th> <th>Name of all such competitors in each franchise area</th> <th>Percentage of households to which such competitors offer service</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Name of franchise area in which a competitor offers similar service to at least 50% of households	Name of all such competitors in each franchise area	Percentage of households to which such competitors offer service			
Name of franchise area in which a competitor offers similar service to at least 50% of households	Name of all such competitors in each franchise area	Percentage of households to which such competitors offer service					
4							
	<p>Does a franchising authority offer video programming service to at least 50 percent of households in any franchise area served by this system? (Circle one.)</p> <table border="1"> <thead> <tr> <th></th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>		Yes	No			
	Yes	No					
5							
	<p>If you answered "Yes" on line 5, list the franchise areas in which franchise authorities offer video programming services to at least 50% of households, the name of the franchise authority and your estimate of the percentage of households in the franchise area to which they offer services.</p> <table border="1"> <thead> <tr> <th>Name of franchise area in which franchise authority offers video programming</th> <th>Name of franchise authority</th> <th>Percentage of households</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Name of franchise area in which franchise authority offers video programming	Name of franchise authority	Percentage of households			
Name of franchise area in which franchise authority offers video programming	Name of franchise authority	Percentage of households					
6							

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Identifier: M M B | | | | | 10 | 5 |

SCHEDULE 5

FIRST FRANCHISE AREA: CHARACTERISTICS

The first franchise area is the one to which this questionnaire is addressed. All information provided should be as of September 30, 1992.

Line	Item:
1	Name of franchise area
2	Community Unit ID No. of this franchise area
3	Number of households in this franchise area
4	Number of households in this franchise area which are passed by system distribution plant
5	Number of households in this franchise area which subscribe to this system
6	Number of addressable subscribers in this franchise area
7	What is the main type of addressability? (e.g., one-way, two-way, impulse)
8	Number of headends serving franchise area
9	Age of principal headend
10	Line miles of distribution plant in this franchise area
11	Percentage of line miles of distribution plant in line 10 which is:
12	- above ground:
13	- below ground:
14	- fiber:
14	Is the franchise required to bury all cable drops? (Circle one.)

SCHEDULE 6

FIRST FRANCHISE AREA:
FRANCHISE AUTHORITY FEES AND CHARGES

All information provided should be for the latest fiscal year.

Line	Item:
1	What is the total of franchise fees paid in the last completed fiscal year for this franchise area? \$
2	Show how this payment is calculated and incurred. Show either the amount per subscriber or the percentage of basic or total subscriber revenue, as appropriate: \$. per subscriber per year
3	or . % of basic subscriber revenue
4	or . % of total subscriber revenue
5	Does the franchise fee appear as a separate line item on the subscriber's monthly bill? (Circle one.) Yes No
6	Apart from those in lines 2, 3 or 4, specify any other fees, taxes or charges by the franchise authority paid for this franchise (e.g., fixed amounts, equipment-related charges). Specify the amount, how the total payment is calculated and the frequency of payment. Include only fees, taxes and charges specific to the cable industry. Do not include general fees, taxes or charges such as sales tax or corporate income tax.
7	Which, if any, of the fees, taxes or charges shown on line 6 appear as separate line items on the subscriber's monthly bill?

SCHEDULE 7

**FIRST FRANCHISE AREA:
1992 TIERS, CHANNELS AND CHARGES**

Provide the information required for each of:

- o equipment and supplementary charges;
- o the basic tier as provided in the franchise area;
- o each of the two other tiers which have the most subscribers;
and
- o all channels in the franchise.

All charges, channels and subscriber information provided should be as of September 30, 1992.

Line	Item:
	EQUIPMENT AND SUPPLEMENTARY CHARGES
	Average charges:
1	- installation fee \$.
2	- disconnect fee \$.
3	- reconnect fee \$.
4	- monthly converter box rental \$.
5	- monthly remote control rental \$.
6	- monthly additional outlet fee \$.
7	- tier changing fee \$.
	List any other equipment and supplementary charges which are not included in lines 1 through 7. (Show amount and type of charge.)
8	
	For the last completed fiscal year give the number of:
9	- installations provided
10	- disconnections
11	- reconnections
	For the last fiscal year, give the average number of:
12	- converter boxes rented
13	- remote control units rented
14	- additional outlets charged for
15	- tier changes charged for
	If you listed any additional charges on line 8, list the average volumes for each item in the last fiscal year:
16	

FCC USE

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SCHEDULE 7 CONTINUED

FIRST FRANCHISE AREA:
1992 TIERS, CHANNELS AND CHARGES

Line	Item:
	BASIC TIER
17	Subscribers to the basic tier
	Number of:
18	- local TV broadcast stations
19	- distant TV broadcast stations
20	- satellite-delivered cable network channels
21	- public educational government access channels
22	- other channels in the basic tier
23	Total number of channels in the basic tier
24	Monthly subscription charge \$.
	What other charges are incurred for the basic service tier? (Show amount and type of charge.)
25	
	SECOND TIER
26	Subscribers to this tier
	Number of:
27	- local TV broadcast stations
28	- distant TV broadcast stations
29	- satellite-delivered cable network channels
30	- public educational government access channels
31	- other channels in this tier
32	Total number of channels in this tier
33	Monthly subscription charge for this tier only \$.
	What other charges are incurred for the second tier? (Show amount and type of charge.)
34	

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SCHEDULE 7 CONTINUED FIRST FRANCHISE AREA:
1992 TIERS, CHANNELS AND CHARGES

	THIRD TIER	
35	Subscribers to this tier	
	Number of:	
36	- local TV broadcast stations	
37	- distant TV broadcast stations	
38	- satellite-delivered cable network channels	
39	- public educational government access channels	
40	- other channels in this tier	
41	Total number of channels in this tier	
42	Monthly subscription charge for this tier only \$.	
	What other charges are incurred for the third tier? (Show amount and type of charge.)	
43		

	ALL CHANNELS IN THIS FRANCHISE AREA	
44	Total channels in basic tier (as in line 23)	
45	Total channels in second tier (as in line 32)	
46	Total channels in third tier (as in line 41)	
47	Total channels in any other tiers	
48	Total pay channels	
49	Total pay-per-view channels	
50	Any other channels in this franchise area	
51	Total of all channels in this franchise area	

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SCHEDULE 8

FIRST FRANCHISE AREA:
1986 TIERS, CHANNELS AND CHARGES

Line	Item:
	Did the system provide programming services in this franchise area in November 1986? (Circle one.)
A.1	Yes No

If you answered "Yes" on line A.1, you must complete the rest of Schedule 8 to the best of your ability.

If you answered "No" on line A.1, skip the rest of Schedule 8 and go to Schedule 9.

	As of November 30, 1986, was the franchise area rate regulated? (Circle one.)
A.2	Yes No

Provide the information required on the next three pages for:

- o equipment and supplementary charges;
- o the basic tier as provided in this franchise area;
- o each of the two other tiers which had the most subscribers; and
- o all channels in the franchise.

All charges and subscriber information provided in this Schedule should be as of November 30, 1986.

FCC USE

Identifier: M M B | | | | | 10 | 8 | B |

SCHEDULE 8 CONTINUED

FIRST FRANCHISE AREA:
1986 TIERS, CHANNELS AND CHARGES

Line	Item:
	EQUIPMENT AND SUPPLEMENTARY CHARGES
	Average charges as of November 30, 1986:
1	- installation fee \$.
2	- disconnect fee \$.
3	- reconnect fee \$.
4	- monthly converter box rental \$.
5	- monthly remote control rental \$.
6	- monthly additional outlet fee \$.
7	- tier changing fee \$.
	List any other equipment and supplementary charges which are not included in lines 1 through 7. (Show amount and type of charge.)
8	
	For the fiscal year which included November 30, 1986, give the number of:
9	- installations provided
10	- disconnections
11	- reconnections
	For the same fiscal year, give the average number of:
12	- converter boxes rented
13	- remote control units rented
14	- additional outlets charged for
15	- tier changes charged for
	If you listed any additional charges on line 8, list the average volumes for each item in the same fiscal year:
16	

FCC USE	Identifier: M M B 0 8 C
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SCHEDULE 8 CONTINUED FIRST FRANCHISE AREA:
1986 TIERS, CHANNELS AND CHARGES

Line	Item:
	BASIC TIER
	As of November 30, 1986, give the number of:
17	Subscribers to the basic tier
18	- local TV broadcast stations
19	- distant TV broadcast stations
20	- satellite-delivered cable network channels
21	- public educational government access channels
22	- other channels in the basic tier
23	Total number of channels in the basic tier
24	Monthly subscription charge \$.
	What other charges were incurred for the basic service tier? (Show amount and type of charge.)
25	
	SECOND TIER
	As of November 30, 1986, give the number of:
26	Subscribers to the second tier
27	- local TV broadcast stations
28	- distant TV broadcast stations
29	- satellite-delivered cable network channels
30	- public educational government access channels
31	- other channels in this tier
32	Total number of channels in this tier
33	Monthly subscription charge for this tier only \$.
	What other charges were incurred for the second tier? (Show amount and type of charge.)
34	

FCC USE Identifier: M M B | | | | | 10 8 D |

SCHEDULE 8 CONTINUED FIRST FRANCHISE AREA:
1986 TIERS, CHANNELS AND CHARGES

	THIRD TIER	
	As of November 30, 1986, give the number of:	
35	Subscribers to the third tier	
	Number of:	
36	- local TV broadcast stations	
37	- distant TV broadcast stations	
38	- satellite-delivered cable network channels	
39	- public educational government access channels	
40	- other channels in this tier	
41	Total number of channels in this tier	
42	Monthly subscription charge for this tier only \$.	
	What other charges are incurred for the third tier? (Show amount and type of charge.)	
43		

	ALL CHANNELS IN THIS FRANCHISE AREA	
	As of November 30, 1986, give the number of:	
44	Total channels in basic tier (as in line 23)	
45	Total channels in second tier (as in line 32)	
46	Total channels in third tier (as in line 41)	
47	Total channels in any other tiers	
48	Total pay channels	
49	Total pay-per-view channels	
50	Any other channels in this franchise area	
51	Total of all channels in this franchise area	

SCHEDULE 9

SECOND FRANCHISE AREA SERVED BY SYSTEM

This schedule is intended to provide information on differences in services and charges among franchise areas served by the system. Your answers to the questions in this schedule will determine which franchise area - the second franchise area - should provide the information in Schedules 10 through 13.

The second franchise area should be the franchise area other than the one reported in Schedules 5 through 8 with the most subscribers and which has competition, as determined by completing Schedule 4. If there are no franchise areas with competition, the second franchise area should be the remaining franchise area with the most subscribers. In addition, however, if prices and channel lineups differ among franchise areas, the second franchise area should also be one that has different prices and channel lineups from the first franchise area used in Schedules 5 through 8. Answer the questions in this schedule to choose the correct second franchise area.

All information provided should be as of September 30, 1992.

(If the system has only one franchise area - as listed in Schedule 1 - you do not need to complete Schedules 9 through 13.)

Line	Item:
1	Do all franchise areas served by this system have the same <u>prices</u> ? (Circle one.) <div style="display: flex; justify-content: flex-end; gap: 20px;"> Yes No </div>
2	If you answered "No" on line 1, how many different price structures are there in the system?
3	Do all franchise areas served by this system have the same <u>channel lineup</u> ? (Circle one.) <div style="display: flex; justify-content: flex-end; gap: 20px;"> Yes No </div>
4	If you answered "No" on line 3, how many different channel lineups are there in the system?

If you answered "Yes" on both lines 1 and 3, that is if all franchise areas in the system have the same prices and channel lineup, go to line 5 on the next page.

If you answered "No" on either, or both, of lines 1 and 3, skip lines 5 through 7 and go to line 8 on page 19.

SCHEDULE 9 CONTINUED

FRANCHISE AREAS SERVED BY SYSTEM

If all franchise areas have the same prices and channels,
complete line 5.

5	Refer to <u>Schedule 4</u> : Did you list any franchise areas on lines 2, 4 or 6 of Schedule 4, other than the franchise area to which the questionnaire was addressed? (Circle one.)		
	<table border="1"> <tr> <td data-bbox="925 627 1122 720">Yes</td> <td data-bbox="1122 627 1485 720">Go to line 6.</td> </tr> </table>	Yes	Go to line 6.
	Yes	Go to line 6.	
<table border="1"> <tr> <td data-bbox="925 720 1122 814">No</td> <td data-bbox="1122 720 1485 814">Skip line 6, go to line 7.</td> </tr> </table>	No	Skip line 6, go to line 7.	
No	Skip line 6, go to line 7.		
6	If you answered "Yes" on line 5, which of the franchise areas listed in <u>Schedule 4</u> has the most subscribers (not including the franchise area to which the questionnaire was addressed)?		
7	If you answered "No" on line 5, refer to <u>Schedule 1</u> : Which of the franchise areas in <u>Schedule 1</u> has the most subscribers (not including the franchise area to which the questionnaire was addressed)?		

You should complete Schedules 10 and 11 for the franchise area identified on line 6 or 7.

You do not need to complete Schedules 12 or 13 if all franchise areas in the system have the same prices and channels.

SCHEDULE 9 CONTINUED

FRANCHISE AREAS SERVED BY SYSTEM

If some or all franchise areas have different prices or channels, complete line 8.

8	Refer to <u>Schedule 4</u> : Did you list any franchise areas on lines 2, 4 or 6 of Schedule 4, other than the franchise area to which the questionnaire was addressed? (Circle one.)	Yes	Complete lines 9 to 11.
		No	Skip lines 9 to 11, complete line 12.
9	If you answered "Yes" on line 8, of the franchise areas listed in Schedule 4, how many different price structures are there?		
10	Of the franchise areas listed in Schedule 4, how many different channel lineups are there?		
11	Of the franchise areas listed in Schedule 4, which one has: <ul style="list-style-type: none"> - the most subscribers (not including the franchise area to which the questionnaire was addressed), <u>and</u> - different prices or channel lineup from the franchise area to which the questionnaire was addressed? 		
12	If you answered "No" on line 8, refer to <u>Schedule 1</u> . Of all the franchise areas listed on lines 4 through 12 of <u>Schedule 1</u> , which one has: <ul style="list-style-type: none"> - the most subscribers (not including the franchise area to which the questionnaire was addressed), <u>and</u> - different prices or channel lineup from the franchise area to which the questionnaire was addressed? 		

You should complete Schedules 10 through 13 for the franchise area identified on line 11 or 12.